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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 SHANNON MARIE RUNDELL,

12 Plaintiff,

13 v.

14 NANCY BERRYHILL,

15 Defendant.

CASE NO. 3:17-cv-05829-RJB

ORDER ADOPTING REPORT AND
RECOMMENDATION TO AFFIRM
COMMISSIONER'S DECISION TO
DENY SOCIAL SECURITY
INSURANCE BENEFITS

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17 THIS MATTER comes before the Court on the Report and Recommendation of
18 Magistrate Judge James P. Donohue. Dkt. 16. The Court has considered the R&R, the underlying
19 pleadings, Plaintiff's Objection (Dkt. 17) and the remainder of the file herein.

20 Plaintiff appeals the ALJ's denial of Social Security Income (SSI) benefits. Plaintiff
21 alleges a disability onset date of April 1, 2010, with disability from a constellation of ailments:
22 Crohn's disease, status-post surgery for pelvic floor dysfunction, depressive disorder, anxiety
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1 disorder, personality disorder NOS, obstructive sleep apnea, lumbago/low back pain, and
2 obesity. AR 17.

3 The R&R addresses the two issues raised by Plaintiff: (1) whether the ALJ erred in
4 evaluating Plaintiff's testimony, and (2) whether the ALJ erred in evaluating medical opinion
5 evidence. Dkt. 16 at 6 *et seq.* In detail, the R&R sets out why the ALJ did not err in evaluating
6 Plaintiff's testimony, because, in summary, the ALJ found that the medical record contains
7 evidence that Plaintiff's activities exceeded her claimed limitations, and contains evidence that
8 Plaintiff's medical conditions significantly improved with treatment and medication. *Id.* at 8-11.
9 The R&R also discusses in depth why the ALJ did not err in evaluating medical opinion
10 evidence of Drs. Irwin, Ruddell, and Weiss. *Id.* at 11-19.

11 In Plaintiff's Objections, Plaintiff challenges the sufficiency of evidence to support the
12 ALJ's rejection of Plaintiff's testimony and certain medical opinion evidence. Dkt. 17 at 1-6.
13 This is the same argument made in Plaintiff's opening brief. *See* Dkt. 10 at 4-12. The R&R at
14 length addresses the sufficiency of the evidence in support of the ALJ's decision, both as to
15 weighing Plaintiff's testimony and Drs. Irwin, Ruddell, and Weiss. Dkt. 16 at 8-19. The R&R's
16 analysis should be adopted, and it need not here be repeated. The result recommended, affirming
17 denial of SSI benefits, should also be adopted.

18 THEREFORE, it is HEREBY ORDERED:

19 (1) The Court ADOPTS the Report and Recommendation (Dkt. 16);

20 (2) The final decision of the Commissioner is AFFIRMED;

21 (3) This case is HEREBY DISMISSED WITH PREJUDICE.

1 The Clerk is directed to send uncertified copies of this Order to Magistrate Judge James
2 P. Donohue, all counsel of record, and any party appearing *pro se* at said party's last known
3 address.

4 Dated this 16th day of October, 2018.

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7 ROBERT J. BRYAN
8 United States District Judge
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